



**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q65047

Koichi HATAKEYAMA

Appln. No.: 09/891,247

Group Art Unit: 2681

Confirmation No.: 2062

Examiner: Unknown

Filed: June 27, 2001

For: SIMPLE PAYMENT SYSTEM AND METHOD FOR MERCHANDISE PURCHASED  
BY MOBILE TELEPHONE TERMINAL

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.97 and 1.98**

**RECEIVED**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**JUL 12 2004**

**Technology Center 2600**

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

1. Japanese Unexamined Patent Application Publication No. 2000-163465, published  
June 16, 2000.
2. Japanese Unexamined Patent Application Publication No. H10-513623, published  
December 22, 1998.
3. Shigeo Morimoto, "Q&A for Success in Electronic Commerce "5" Tradeoffs in  
Electronic Settlement," Nikkei Multimedia, Japan, Nikkei Business Publications, Inc.,  
September 15, 1998, No. 39, pages 204-208.

One copy of each of the listed documents is submitted herewith.

# INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 09/891,247

The present Information Disclosure Statement is being filed: (1) No later than three months from the application's filing date; (2) Before the mailing date of the first Office Action on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after filing a request for continued examination (RCE) under §1.114, and therefore, no Statement under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a corresponding Japanese Office Action dated April 13, 2004 and an English translation of the pertinent portions thereof which cites such documents and indicates the degree of relevance found by the foreign patent office.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

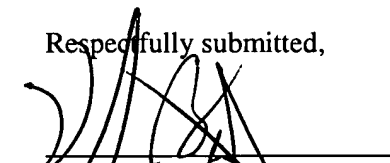
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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Respectfully submitted,

  
Howard L. Bernstein  
Registration No. 25,665

Date: July 8, 2004

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet	1	of	1
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Application Number	09/891,247
Confirmation Number	2062
Filing Date	June 27, 2001
First Named Inventor	Koichi HATAKEYAMA
Art Unit	2681
Examiner Name	Unknown
Attorney Docket Number	Q65047

[illegible]

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation <sup>6</sup>
		Shigeo Morimoto, "Q&A for Success in Electronic Commerce "5" Tradeoffs in Electronic Settlement," Nikkei Multimedia, Japan, Nikkei Business Publications, Inc., September 15, 1998, No. 39, pages 204-208.	No

Examiner Signature		Date Considered	
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<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov), MPEP 901.04 or in the comment box of this document. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to indicate here if English language Translation is attached.

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Claims 1 through 8

Cited Literature 1 discloses a terminal device, such as a portable telephone, equipped with a card reader unit that reads specific data that is stored in a data memory card and a communications unit that communicates with a control center, and discloses the performance of a settlement wherein a judgment is made as to whether or not the data memory card can be used. Cited Literature 2 discloses a system for remote electronic transactions comprising a communications network, such as a telephone network, wherein the settlement of remote electronic transactions is performed through the use of a user terminal that has an interface for exchanging data with an electronic settlement medium, and where the terminal of the user may be not only a normal telephone, but a portable telephone. Furthermore, Cited Literature 3 discloses the provision of a service wherein ordering/settlement can be performed by member number alone, even if the user does not go to the trouble of inputting the address or the user name, because the basic profile, such as the address and user name, is known in advance by the membership-type electronic settlement service.

#### List of Cited Literature

1. Japanese Unexamined Patent Application Publication 2000-163465.
2. Published Japanese Translation of a PCT Application H10-513623.
3. Shigeo Morimoto, Q&A for Success in Electronic Commerce "5" "Trade-offs in Electronic Settlement," Nikkei Multimedia, Japan, Nikkei Business Publications, Inc., September 15, 1998, Number 39, Pages 204 to 208.

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